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HIGH COURT OF CHHATTISGARH AT BILASPUR

Single Bench: Hon'ble Shri Dilip Raosaheb Deshmukh, J.

Transfer Petition No.14/2007

APPLICANT : Debisun, age about 19 years S/o Shivnarayan, Address-Through, Kartik Ram Markam, Present Residence, Baghwa Mandir Gali, Old Sarkanda, Bilaspur (C.G.)

Vs.

NON-APPLICANTS

1. Naresh Kumar Agrawal, age about 45 years, S/o Ramnivas Agrawal,-Through Firm-Gopiram Ramnivas, Deviganj Road, Ambikapur, Distt. Surguja (C.G.)

2. United India Assurance Company Limited, Through Branch Manager, Address-Near Ram Mandir, Ambikapur, District Surguja (C.G.)

APPLICATION UNDER SECTION 23(2) OF C.P.C., 1908

Present:-
Shri Sudhir Agrawal, counsel for the applicant.
Shri Kishore Patel, counsel for the non-applicant No.1.

ORAL ORDER
(Passed on 27-08-2007)

At the request of learned counsel for the parties, this Transfer Petition No.14 of 2007 is being disposed of finally.

Heard.

By this application, the applicant seeks transfer of claim case No.330 of 2007 pending before the Motor Accidents Claims Tribunal, Katghora to Motor Accidents Claims Tribunal, Bilaspur.

Brief facts are that the aforesaid claim case was, before the formation of judicial district-Korba, pending before the Motor Accidents

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Claims Tribunal, Bilaspur. Upon formation of Korba as a judicial district, the matter was transferred to Korba and by another order passed by the District Judge, Korba, the claim case No.330/2007 has been transferred to the Motor Accidents Claims Tribunal, Katghora.

The applicant/claimant seeks transfer on the ground that it is extremely inconvenient for him to attend hearing at Katghora, and therefore, prays that matter be transferred to Motor Accidents Claims Tribunal, Bilaspur.

Learned counsel for the non-applicant No.1/owner submitted that he has no objection if the aforementioned claim case is transferred to the Motor Accidents Claims Tribunal, Bilaspur.

In view of the circumstances, the Transfer Petition No.14 of 2007 is allowed. Claim Case No.330 of 2007 pending before the Motor Accidents Claims Tribunal, Katghora is transferred to the Court of Principal Judge, Motor Accidents Claims Tribunal, Bilaspur.

Sd-/
Dilip Raosaheb Deshmukh
Judge

S.Tumane